THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.25478 of 2007

Between:

The Illa Stalala Sadhana Samithi Guntur.

.. PETITIONER

and

The District Collector and others.

.. RESPONDENTS

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.25478 of 2007

ORDER:

It is the case of the petitioner that it is an unregistered Association of persons formed for getting benefit of allotment of house sites to the landless poor. Accordingly, the petitioner made certain representations dated 15-11-2006, 28-03-2007 and 12-04-2007 before respondents 1 to 3 requesting to allot house sites in R.S.Nos.677 and 704 in respect of the land admeasuring Ac.28-06 cents situated at Lingayapalem Village, Guntur Mandal and District. But, the said representations have not been disposed of so far.

It is further stated that in fact the land in question was previously allotted to landless poor persons and as the said land was not brought under cultivation, the assignment was cancelled under the provisions of A.P.Assigned Lands (Prohibition of Transfers) Act, 1977. Further, a Member of Parliament has also addressed a letter, dated 07-09-2006 to the District Collector to consider the request of the petitioners sympathetically and make alternate arrangements by providing house sites to them in the villages, as they belong to Scheduled Castes, Scheduled Tribes and back ward class.

I am of the opinion that with regard to allotment of house sites to the landless poor persons, such as Scheduled Castes, Scheduled Tribes and back ward class etc., the Society is not entitled to make an application that too without enclosing particulars of its members and their addresses, entitlement etc. Therefore, I am of the opinion that no Writ of Mandamus can be issued as claimed by the petitioner.

Accordingly, the writ petition is dismissed with liberty to make individual applications before the concerned Authority. There shall be no order as to costs.

_____

30-11-2007

Prv